G R S. IX-5]

*Previous reference.*

Vol. 158-13-66-16

1919.

(Municipality)

File No. 167-19

Serial Nos. 1-4

*Later references.*

Vol 6-9 (1916-21)

Misc-N. 83/13-16

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos* 1-4

Part B for Municipalities

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SUBJECT

Appointment of Municipal Chairman as member of Municipal Council

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To The Deputy Commissioner Chittagong Dist

No. 9990 R/1320

Information has been received that Municipal Chairmen who are actually engaged in collecting taxes for the municipality should be asked to resign either their membership of the Municipal Council.

W D 2501—6712—10,000 28-1-19

Bell 7/1/20

G. R. S. III—1]

1919—20

GENERAL AND REVENUE SECRETARIAT

(M C)

NOTES

File No. 167-19

FILE HEADING.

Appointment of Municipal Chamberlains as members of Municipal Councils

FROM

The Deputy Commissioner, Chitral Dist. Dated

No. 413/mlg 20 Dated 13 11 1919. Received 18 11 1919.

| Diary No. 3348 | Enclos. — Spare Copies — | Serial No. 1 |
|---|---|---|

BRIEF ABSTRACT OF LETTER.

States that in certain municipalities the municipal chamberlains who by virtue of their duties as such [illegible] and have particular control in the municipal affairs, have been elected or nominated as Councillors and this election appears to be contrary to the spirit of the rules Contained in Cls (1) & (2) of Rule 5 of the Mul Rgn and requests instructions, as to whether such chamberlains may continue to be Councillors or the Council concerned to be reformed by Competent Auth.

NOTES AND ORDERS.

Notes and orders

[illegible]

NOTES—First Sheet.

W I 1233—GPB—6( C30—1 12-16—S

(2

G R S III 2,

General and Revenue Secretariat

ml File No 167 of 1919

Serial No

A similar question was raised in 1913 by the President of the Kolar Dist and mul Boards with reference to the election or nomination of Shanbhogues & Patels as Councillors in non regulation municipalities and Govt ordered that the principles underlying Sec 6 Is cl(c) of the mul Regn should be adhered to as far as possible The non-regulation municipalities have ceased to exist from 1st July 1919 and the Govt regd to applies with greater force now to all municipalities which have been brought under the Regn

S

1 2 7

(2) The erroneous idea that Shanbhogues & Patels are eligible for Council membership on the mul Councils seems to be the result of the wording contained in the rules 7(b) and 4(b) of the election rules for the town and minor municipal councils respectively - But the words (3) "during the duties of their respective offices" seem to apply to the hereditary nature of the office, owing to the launch of elgl's

NOTE—Contn sheet

W1 1233—GPB—60[illegible]—1-12-16—S.

93

3

G R. S III 2)

General and Revenue Secretariat

Mul File No. 167 of 1912

Serial No

Candidates and to the intimate knowledge of the locality possessed by the Thanbhopus and Patels, they are elected or nominated as members of mul Council But when they once become the Council, begin to receive remuneration for their work, they become the Servants of the mul Council and are disqualified from membership further a municipal Thanbhopueship is not a hereditary one

3) Submitted for orders as to whether the D C's attention maybe invited to the G/O dy 4 to 13 and informed that the orders contained therein apply with great force since there is no municipality which has not been brought under the Regn

S

Sd 19/11/16 (4) The intention of the mul Election rules is to give the Rao patels and Thanbhopus a definite status as citizens and I submit it was never intended to apply the rule to mul Thanbhopus and Patels The mul Patel or Thanbhopue as such Exercises no sort of hereditary right in the village for the re

NOTE—Contn sheet

W1: 1923—GPB—60,000—1 12-16

G. R. S. III-2,

General and Revenue Secretariat.

Jud File No. 167 of 1919-20

Serial No.

Rep. Response on back right. When Tumpa lapse are collected on a tally or transmission system of the Patel or the Shanbhoga, it is only for the financial convenience of the tally as a matter of book keeping. That being the case, when a new Shanbhoga or Patel, the abandon work for the tally and receive Commission thereafter. Should the Patel or Shanbhoga leave the village or resign his post or the post of Patel, Each Patel or Shanbhoga should before standing for election decide the point and when he once stands for election, it will be open to the Executive of the tally to appoint another person to look after the collection work. The terms 'Patel & Shanbhoga' possess special attributes because of the Constables they discharge under the Rev. Code.

(5) I think there is no objection.

For order

Revised)

24-11-19

2623
26-11-19

2nd December) I cannot say whether this is the proper time to order a Commission. Shanbhogas & Patels

25-11-19

Note—Contn. sheet.

W1 1293—G1 B—6C C00—1 12-16—S

G R S III 2

General and Revenue Secretariat

Ind File No 167 of 1919-20

Serial No

actually doing duties of the post may apply
as well to municipalities as to Local Boards—
how can I explain the proposal that any
Municipal Regulation for levying taxes
duties of the post is abolished when the
Municipal Regulations require that municipal
taxes shall be assessed in order
that can be done by the Income tax Assessors
and Collectors as well as by Collectors
the question is whether a Income tax Assessor
is or is not a servant of the Municipal
Council within the meaning of section
15(e) of the Municipal Regulations and
cannot be contended that he is not liable,
rule 46 of the rules should be amended so as
to include the Class of Shroffs, Sowcars &
Bankers actually doing the duties of those
respectable agents from the category of persons
eligible for membership of Committees under
rule 10 of the Municipal Regulations and section
15(e) of the Regulations should be amended as
under—

(7) Appointments may also be taken to
represent the persons under rule 3 of the
Municipalities & rule 6 of the Town Municipalities Rules
Classes (a) 3, 4, 5 of the Rules—Reports
to be taken in the representation assessment
to all not persons to be eligible for voting

also

(these rules)

NOTE—Contn sheet

33-14

G. R. S. III-2]

General and Revenue Secretariat.

File No. 167 of 1917

Serial No.

respectively the fact whether they pay any municipal taxes in accordance with the Town Municipalities rules & clause VIII b of the Rural Municipalities rules & clause VIII b of the Municipalities rules & explain briefly their case

Subd
5/12
(S)

(a) The legality question of including in the persons referred to in cl (1) sub of the election rules viz Fit & second grade pleaders & persons upon whom titles have been conferred by Govt etc, on the list of voters has a point of doubt and it has been under the orders of the member sent unofficially to the Govt Advocate for opinion the return of that file will if approved be awaited so that action may be taken on both the files at the same time

Subd

Sna
12/1/18

NOTE—Contn. sheet.

3348

G R S III 2]

General and Revenue Secretariat | File No. | of 191

Serial No

(11) Subd the pl in pursn of the remarks for obtaining per the instructions cl (iii) of rule 3, Commissioners cl IX of the same rule. Some amendment may be made in cl 1 of the same rule & be amended as follows —
(iii) Secretary Patels and Chauhans acting during the intervals of their spells on regard to the collection of Land Rev, but not engaged in the collection of taxes for the rest of
(iv) Drawing up necessary drafts

(12) Two drafts are subd for approval with refce to paras 7 & 12 supra

2nd 29/1/1920 2nd Number Hm 28-1

3741 / 29/1/20

(14) Appd Hbn 7/2 Hm

(15) Issue Hm 9/2

2 do

The Compiler, Bijapur Gazette No R 9057 dt 10 2 1920 notifies an amendment to the election rules for Municipal cls —

NOTE—Contn sheet

3367

G R. S. (II 2)

General and Revenue Secretariat.

ML File No. 16) of 1919 - -

| Serial No. | |
|---|---|
| | To the D C S of Ootacamund No R 9058 65 Dy 10-2-1920 forwards for info copies ylls |
| 3 | To the Compiler, upon reference to No R 9066 Dy 10-2-1920 submits an amendment in the Election rules for Municipal Councils |
| | To the D. C S of Ootacamund no R 9067-70 Dy 10-2-1920 forwards for info copy ylls |
| | (16) Now that the rules have been amended, it is for consideration whether they can be made applicable to existing cases retrospectively. Also as necessary in order to give a definite reply to the D C should be asked for orders |
| 4262 19-2-20 | Sd 11/2/1920 II (Member) Mem 17-2 |
| | The rules could have retrospective effect only if some express provision to that effect is made |

Norm—Comin. sheet.

3348 9

G R. S. III-2]

General and Revenue Secretariat. | File No. 167 of 1919

Serial No.

(18) Those Patels & Thanbhaqueas who are actually engaged in collecting Municipal Revenue, must be asked to resign either their Municipal Connection or their service under the Municipal Council.

Mehta
24/2
Dft Mem
15/-

(19) A draft in accordance with the directions contained in para 18 supra is submitted

Gore
26/2/1920

Draft put up

4 Mr

The D.C. should be asked to submit R 9990 Dt 13 to Government from that these Patels & Thanbhaqueas who are actually engaged in collecting taxes for the municipality should be asked to resign either their membership or their service under the Mun Act —

B

Note—Contin. sheet.

(1)

Jan 3241
16-11-09

Office of the Deputy Commissioner,
Chitaldrug District.
Dated Chitaldrug, 13th November 1909.

From

C. Venkata Rao Esquire B.A.,
Deputy Commissioner,
Chitaldrug District

M.L.B.7-19-1

To

B Ramaswamayya Esquire B.A., B.L.,
Secretary to the Government of
H H. the Maharaja of Mysore,
Revenue Department,
Bangalore.

S I R,

I have the honor to state that in certain Municipalities of this District, the Municipal Shanbhogs who by virtue of their duties as such cannot but have particular interest in the affairs of the Municipal Councils have been either elected or nominated as Councillors and their election or nomination appears to be contrary to the spirit of the rules contained in clauses (e) and (f) of Section 15 of the Mysore Municipal Regulation of 1908

I therefore request to be kindly informed if such Shanbhogs may continue to be Councillors on the Municipal Councils concerned or be replaced by competent men.

I have the honor to be,
S i r,
Your most obedient servant,

Deputy Commissioner,
Chitaldrug District

WD 1st—GPB—12,500—20-5-19—C.

12.35 1919

From The Deputy Commissioner
Chittagong Division

To The Secretary to Government
Revenue Department

Dated 15th November 1919

Despatched

Received 25 NOV 1919

General No. Ref No 413 and of 19-20
No.

Enclosure No. 1

---

Requesting to be informed if municipal
Khambhoys may be
elected or nominated as
municipal councillors, & their
respective municipalities

Dy Sec
M

G. R. S. VI—G/92]

SUBJECT

Diary No. of letter replied to

Section mil
File No 167-19
Serial No. 2

GENERAL AND REVENUE SECRETARIAT
( )
the 191

No. 903
Notification

Date of issue 10/2/20

Signed by

Re

Clause (iii) of rule 3 of the "Election rules for minor municipal Councils" published under notification no 600/mil 57-18-1 dated 8th Jan 1918 shall be omitted

(2) Clause (iv) of the said rule shall be omitted and the following substituted

over

there for.—

Mr Hereklary Patels

and Thanbhagues

actually doing the

duties of their offices

in regard to the collection

of Land Revenue, but

not engaged in the

collection of taxes for

the municipal council" Ltr

By order

In reply to Govt

Surg Rev Dept

To the Compiler, respectfully for publication

with a request that 300 spare copies may be sent to the Revenue

Received No RQ03-8-05

Copied by

Examined by

G. R. S. VI—G/32]

SUBJECT

Diary No. of letter replied to

GENERAL AND REVENUE SECRETARIAT

( )

the 191

Date of issue 10/2/1920

Signature

H.V. Ramaswamy

Section Mul

File No 167-19

Serial No. 3

R. 9066

No.

Notification

In clause (iii) of rule 5 of the Town municipal Election rules published under notification No 82 (98) Mul 130—18-1 dated 7th January 1919 shall be omitted

(2) Clause (iv) of the said rule shall also be omitted and the following substituted therefor:

"Hereditary Patels

and Shambhoguer actually
doing the duties of
these offices in regard
to the collection of
Land Revenue but
not engaged in the
collection of taxes
for the municipal Council.

By order,

for Secy to Govt
Revenue Dept

To the Compiler, myLand Registers for
publication in the Gazette with
the request that 300 Spare copies
thereof may be sent to this office

Memo No R 906-74

Copies to the D.C.s
Divns for info.

for Secy to Govt
Revenue Dept

*List of enclosures.*

*Copied by*

*Examined by*

WD 1764—GTB—30,000—19-8-19

G. R. S. VI—G/82]

SUBJECT ..

Diary No. of letter replied to ..

Section ML
File No 167-19
Serial No. 41

GENERAL AND REVENUE SECRETARIAT
( )
the 191

No. R9990 9/13·20

Date of issue 1·3·20

To

Signed by Mr. H. V. Ramachandra

The Deputy Commissioner
Chittal drug District

Sir,

With reference to your letter no Ref 413 ML 19-20 dated 13th Nov 1919 regarding the eligibility or otherwise of Munnaf Shanthogues to be ~~to be~~ members of the Committees of the local municipal Council, I am directed to

state that, in the
light of the direction
contained in notes
no 9057/mil 167-19-2
and 9066/mil 167-19-3
dated 10 the Feb 1920
these Patels and Shanbhogues
who are actually
engaged in the collection
of municipal revenue
should be asked to
resign either the
municipal councillorship
or their service under
the municipal Council.

*List of enclosures*

I, have etc

[illegible]
for Secretary to Govt
& Revenue Dept

*Copied by*

*Examined by*

WD 1744—GPD—30,000—10-3-19